P28729.A10

submit that it appears that if the Examiner were to perform a search for the embodiment

of Species I, there would not be a serious burden in examining the embodiment of

Species II-V.

Because the search of each of the inventions would be coextensive, at least for the

reasons discussed supra, it would be no serious burden on the Examiner to examine all of

the claims in the application. For this reason, and consistent with office policy as set

forth in MPEP § 803, Applicants respectfully request that the Examiner reconsider and

withdraw the Election of Species Requirement.

For the foregoing reasons, it is submitted that the Election of Species

Requirement in this application is improper and it is respectfully requested that it be

reconsidered and withdrawn.

Should the Examiner have any questions, the Examiner is invited to contact the

undersigned at the below-listed telephone number.

Respectfully Submitted, Ryouichi KOGA et al.

E.fer

Reg No. 29 027

May 28, 2010 GREENBLUM & BERNSTEIN, P.L.C. 1950 Roland Clarke Place

Reston, VA 20191 (703) 716-1191 Enoch E. Peavey Reg. No. 57,686